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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/007,620	12/05/2001	Tony Brummel	1517.005	5912

23598 7590 01/08/2007
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MILWAUKEE, WI 53202

EXAMINER

BAUTISTA, XIOMARA L

ART UNIT	PAPER NUMBER
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2179

SHORTENED STATUTORY PERIOD OF RESPONSE	MAIL DATE	DELIVERY MODE
3 MONTHS	01/08/2007	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

If NO period for reply is specified above, the maximum statutory period will apply and will expire 6 MONTHS from the mailing date of this communication.

Office Action Summary

Application No.

10/007,620

Applicant(s)

BRUMMEL ET AL.

Examiner

X. L. Bautista

Art Unit

2179

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 31 October 2006.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 97-117 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 97-117 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)
Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

Response to Arguments

1. Applicant's arguments with respect to claims 97-117 have been considered but are moot in view of the new ground(s) of rejection.

Claim Rejections - 35 USC § 103

2. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

3. **Claims 97-117 are rejected under 35 U.S.C. 103(a) as being unpatentable over *Sun et al* (US 2002/0022973 A1) and *Garland et al* (2002/0023067 A1).**

Claims 97 and 108:

Sun discloses an electronic healthcare system having a graphical user interface, and a computer communicating with the interface (abstract; p. 2, par. 0021; p. 4, par. 0041). Sun teaches a database having patient medical information (p. 4, par. 0041; p. 7, par. 0065), and multiple software components for accessing patient information of the database (p. 6, par. 0057; p. 17, claim 18), a provider

program running on the electronic computer for receiving input from a user, review entered data and determine context data based on records being accessed; and initialize the software components according to the determined context data (p. 2, par. 0015, 0016; p. 3, par. 0022-0025; p. 5, par. 0052-0054, 0057).

Sun does not teach that the system reviews an opened application, having an interface for allowing a user to access records, to determine a current patient whose records are being accessed and then initialize a new application to also access records related to the current patient. However, Garland discloses a system that integrates a primary record viewing system with a secondary record viewing system (abstract; p. 1, par. 0015; p. 2, par. 0016). Garland teaches associating two different applications that have information of the current user that is accessing records so that the system will retrieve related information that belongs to the same user when another application is opened by the user (p. 4, par. 0052-0057; p. 5, par. 0058-0068).

Claims 98 and 109:

Sun teaches that users access different interfaces based on their role, each interface providing a distinct display and information tailored according to the user accessing the information (p. 3, par. 0022-0025).

Claims 99 and 111:

Sun teaches that authorized professional users can access the patient's information to review, add or modify patient information, or medical treatments (p. 2, par. 0015).

Claims 100, 106 and 112:

See claim 1. Sun teaches multiple software components to entering different data and for accessing different types of information (p. 4, par. 0043; p. 5, par. 0052, 0053; p. 6, par. 0057).

Claims 101, 102, 113 and 114:

Sun teaches patient records (p. 2, par. 0016) and patient identification number for each patient for accessing (record identifiers) the patient's records (p. 9, par. 0087-0090). Garland teaches a link object creator that creates a link object for each record, which display an associated record indicator (p. 1, par. 0015; p. 2, par. 0016). Garland teaches that the current patient is determined from a patient identification (p. 4, par. 0056; p. 5, par. 0064).

Claims 103 and 115:

Sun teaches an interface for entry, access and display of a plurality of information, such as activity programs for schedules, demographic data, clinical documentation, patient visits, orders, etc., (p. 2, par. 0018; p. 4, par. 0043; p. 5, par.

0044; p. 11, par. 0100; p. 12, par. 0114, 0117; p. 14, par. 0137).

Claims 104 and 116:

The patient's information can be reviewed to determine additional context data based on the context data extracted from the records (p. 9, par. 0080-0087; p. 10, par. 0088-0096; p. 11, par. 0097-0105). Garland teaches an indicator that allows the user to retrieve the additional data of a new application (p. 1, par. 0015; p. 2, par. 0016)

Claims 105 and 117:

The system is configured to receive input from users and to provide additional context data (p. 9, par. 0083-0087; p. 10, par. 0088-0096; p. 11, par. 0100).

Conclusion

4. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

5. Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

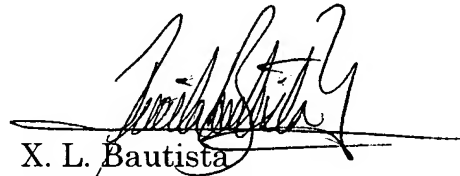
A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the date of this final action.

6. Any inquiry concerning this communication or earlier communications from the examiner should be directed to X. L. Bautista whose telephone number is (571) 272-4132. The examiner can normally be reached on Tuesday-Friday 8:00AM-6:00PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Weilun Lo can be reached on (571) 272-4847. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

7. Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for

published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.



X. L. Bautista
Primary Examiner
Art Unit 2179

xlb
December 28, 2006